

679 [67-19e-109](#).

680 Section 9. Section **67-19e-104.5** is enacted to read:

681 **67-19e-104.5. Hiring of administrative law judges.**

682 (1) ~~§~~ **→** [Each] Except as provided in Subsection (6), each ~~←~~ ~~§~~ administrative law judge
682a hired on or after May 10, 2016, shall be hired in
683 accordance with this section.

684 (2) If an applicant for an administrative law judge position is selected for an interview
685 in accordance with applicable law and department rule, the agency shall interview the applicant
686 by means of a hiring panel.

687 (3) The hiring panel described in Subsection (2) shall consist of:

688 (a) the head of the hiring agency;

689 (b) the head of another agency, appointed by the executive director; and

690 (c) the executive director.

691 (4) Each individual described in Subsection (3) may designate another individual to
692 serve on the hiring panel on the individual's behalf.

693 (5) After the hiring panel completes the interviews for an administrative law judge
694 position:

695 (a) the hiring panel shall select the top three applicants for the administrative law judge
696 position; and

697 (b) the head of the hiring agency shall:

698 (i) consider any opinions or feedback from the other members of the hiring panel with
699 respect to the top three applicants; and

700 (ii) (A) hire an applicant from the top three applicants to fill the administrative law
701 judge position; or

702 (B) decide not to hire any of the top three applicants and restart the hiring process to
703 fill the administrative law judge position.

703a ~~§~~ **→** (6) This section does not apply to an administrative law judge who is appointed by the
703b governor. ~~←~~ ~~§~~

704 Section 10. Section **67-19e-106** is amended to read:

705 **67-19e-106. Performance surveys.**

706 (1) For administrative law judges contracted or employed before July 1, 2013,
707 performance surveys shall be conducted initially at either the two-, three-, or four-year mark
708 beginning January 1, 2014. By July 1, 2018, all administrative law judges shall be on a
709 four-year staggered cycle for performance evaluations.